

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

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**NATIONAL HEALTHCARE SERVICES, INC. ,:**

**Plaintiff,**

**v.**

**PENN TREATY AMERICA CORPORATION, :  
et al., :**

**Defendants. :**

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**CIVIL ACTION**

**NO.: 02-CV-3600**

**ORDER**

AND NOW, this \_\_\_\_ day of \_\_\_\_\_, 2002, upon consideration of defendants' motion to dismiss Count Two of the Amended Complaint, and plaintiff's opposition thereto, it is hereby ORDERED that defendants' motion is GRANTED, and that Count Two of the Amended Complaint is DISMISSED with prejudice.

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Edmund V. Ludwig, U.S.D.J.